

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, February 16, 2011, at 1:00 p.m. in Committee Room #2, City Hall South, 2nd Floor.

Present: Councilmember Yolanda Adrean, Chair Joya C. De Foor, CFO
 Councilmember Felicia A. Moore Departmental Staff
 Councilmember C.T. Martin
 Councilmember Howard Shook
 Councilmember Alex Wan
 Councilmember Aaron Watson

Absent: Councilmember H. Lamar Willis

Chairperson Adrean called the meeting to order at 1:10 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Felicia A. Moore, C. T. Martin, Howard Shook, Alex Wan, and Aaron Watson. Other Departmental staff was present as well.

The Agenda was adopted as printed with one walk in. The minutes of the Finance/Executive Committee of February 2, 2011 were not adopted at this time for further review.

DISCUSSION ITEMS/PRESENTATIONS

1. CAFR – Banks, Finley and White & Company, CPA

Mr. Greg Ellison: of Banks, Finley and White addressed the Committee by stating that he will present the results of the CAFR. The document includes over 170 pages and we have provided a summary handout. We also have references. Page #4 shows the Government Reporting Model and we will focus on the financial statements. We are required to give an opinion on opinion units and the opponent units, which includes the ADA(Atlanta Development Authority), Housing Opportunity and the Fulton County Recreational Authority. They are also audited by other Auditors as well as us. Page #5 is the City of Atlanta net assets. This is the governmental and business type activities. The restricted assets are from Bond Proceeds. The next page is governmental activities, and the next page is business activities. Next page is Table #2, City of Atlanta changes in net assets. It represents the operating expenses and the net increases. It includes business licenses, utility charges and charge for services, etc. The large increase in operating grants is the American Recovery Act Grant of \$23 million dollars. Under general revenues property taxes went up and the MOST and SLOST stayed flat. The next page is the governmental activities revenues show the charge for services has decreased because of the economy. The next page shows governmental expenses were down and a small increase in parks and recreation. Next page is business activities revenues. The two main drivers were the Department of Aviation's CONRAC facility and operations and Watershed Management's increase in rates. There is also a four-year depreciation of the facility, and grant contributions were down in business activities. Next page is business activities expenses which were flat. The highlights of the fund levels are the changes in the fund balance where revenues are under expenditures for the year. Page #14 shows the financial highlights by fund. The general fund was \$65 million dollars with a fund balance of \$7.3 million dollars and revenues over expenses were \$72 million dollars. \$16 millions will be transferred to the Capital Finance Fund. It had a deficit of \$28 million dollars at the end of the year with a \$43 million dollars deficit and \$14 million in assets at the end of the year. Non-major Governmental fund had a change in fund balance/net assets of \$13,365 million dollars with an end of the year fund balance/net assets of \$315.6 million dollars. Watershed Management had a change in fund balance/net assets of \$56 million dollars with an end of the year fund balance/net assets of \$2.3 billion dollars. Aviation had a change in fund balance/net assets of \$191.2 million dollars with an end of year fund balance/net assets of \$4.1 billion dollars. Non-major Proprietary had a change in fund balance/net assets of \$18.6 million dollars with an end of year fund balance/net assets of \$50 million dollars. Internal Service Fund had a change in fund balance/net assets of \$4.7 million dollars

with an end of year fund balance/net assets of \$18.4 million dollars. The Pension Trust Funds had a change in fund balance/net assets of \$192.2 million dollars with an end of year fund balance/net assets of \$1.9 billion dollars. There are three major funds with deficits (Sanitation Fund - \$40 million dollars, Underground Atlanta Fund - \$10.7 million dollars and the Emergency Telephone Fund of \$29 million dollars). The next page shows that the funds are being tracked positively. Next page is the significant disclosures. Pension disclosures are pages #86-91, OPEB disclosures are on pages #93-95 and Commitments and Contingencies are on pages #96-100. Chairperson Adrean stated that right now the Standard Accounting Board lets us record the pay as you go method. Mr. Ellison responded that you could on the fund level, but on the governmental wide side you have to record the not required contributions. There were financial statements that were adjusted. There is also a \$29 million dollars lost to the City from the 2009 Flood. The City received \$40 million dollars and \$10 million dollars from insurance. There was a \$57 million dollars error due to capital assets transactions related to Atlantic Station. There were \$121 million dollars of assets added from a 2008 study. Councilmember Watson asked about the millage rate increase. When did it occur? Mr. Ellison responded in 2009. Councilmember Watson asked about the sanitation decrease. Mr. Ellison responded there was a reduction in salaries and indirect costs. Councilmember Wan asked about the negative numbers under the business activities. Mr. Ellison responded that during 2010 the Department of Aviation terminated some SWAP arrangements and the way the Bonds were structured. The cost equated to a \$58 million dollars lost. Councilmember Moore asked about the letter from the Mayor. On page #4, the City FY major initiatives continue from 2011. We did not formally adopt those initiatives. She then asked about page #13 of the CAFR at the bottom of the page related to the Watershed Memorandum of Understanding. CFO De Foor responded GASB requires that certain transactions be put on the balance sheet. The first Five Year Plan has the two MOU listed as cash flow. The obligation the City has to Watershed was satisfied through a balance sheet. GASB 34 does not have a due to and this was treated as an advance. Councilmember Moore asked if we would not see the total of the two MOUs from the general fund to Watershed. CFO De Foor responded that is correct. Councilmember Moore asked what if you have any money at the end of the balance sheet transaction. CFO De Foor responded that it would be budgeted as an expense. Councilmember Moore stated that it is one thing to report it; she wants understanding. Chairperson Adrean stated that on page #65, the table shows all of the balance sheet transactions. The market is still looking for us to pay the \$10 million dollars interest. We will have \$14 million dollars in cash to pay that. Councilmember Moore asked if it is under Non Departmental. CFO De Foor responded that it is not under Non Departmental. Councilmember Moore stated that she does not want \$14 million dollars taken out of the budget without some policy decision. She wants to know how it is recorded. Chairperson Adrean asked about page #22, cash on hand and balance sheets. Mr. Ellison responded that it becomes a cash flow analysis. It is a matter of moving cash from the general fund to Watershed. Councilmember Moore stated that we need a full discussion on this. Chairperson Adrean stated that we need a cash flow analysis. Last year we received them monthly. It should be coupled with the budget documents. Councilmember Moore asked about page #43, at the end of the page shows the City owing \$649,000 for expenses. Has that debt been satisfied? CFO De Foor responded that she would research it. Councilmember Moore asked about page #71, the Public Safety Annex of \$14 million dollars. Where is it listed? Mr. Ellison responded that it is part of the Capital Budget. Councilmember Moore asked if the Tax Anticipations Notes paid? CFO De Foor responded yes. Councilmember Shook asked what is the status of the Management Letter? Mr. Ellison responded that it was issued last week. We provide comments for areas of improvements. Once the responses are received they will be incorporated into the document. Chairperson Adrean asked about the TAD assets. Is there an accounting system in place so we won't have a repeat? Mr. Ellison responded that we are recommending an official recording process between ADA and the Department of Finance of all TAD related finances. Chairperson Adrean asked for a White Paper regarding policies going forward. Mr. Ellison responded finally quarterly reports are required for communications. Our responsibility is to express opinions. The City did use the accounting practices. There were no difficulties, but improvements for this year's audit. The last slide is the status of our deliveries. The CAFR was issued

December 30th. Councilmember Martin stated that this is a very key document. Councilmember Watson gave thanks for the document. Chairperson Adrean thanked Mr. Ellison as well for the integrity of the Accounting Department. Councilmember Moore asked when could she expect the information she requested. The Five Year Plan does not have any legislation action with it. CFO De Foor responded that she is working with the Law Department and they are preparing a Resolution.

2. 2011 Snow Storm Expense Report – Peter Aman, COO

Mr. Peter Aman: Mayor's Office Chief Operating Officer addressed the Committee by stating that we will discuss the severity of the storm and the cost analysis. This storm saw 4.4 inches of snow accumulation, making it the 5th largest in 50 years. 2011 had the second coldest temperatures in the five days following the storm. This storm had 5 subsequent days of freezing temperatures, the most in the last 50 years. The City of Atlanta's incremental cost for snow and ice removal was \$4.7 million dollars. The City incurred \$0.6 million dollars in additional public safety related costs during the storm event. The Airport snow-related costs totaled \$0.9 million dollars. Contractor equipment and labor costs totaled \$3.4 million dollars and were distributed among 10 contractors. Councilmember Martin asked about page #2. This is not all over yet because of all the sand in the streets. Chairperson Adrean asked for the funds to be identified for the storm. Mr. Aman responded from the Reserves, which would require Council action. Chairperson Adrean asked if we are done with negotiating with contractors and reimbursements from the federal government. Mr. Aman responded that we have not received all of the funds from the 2009 Flood. There have to be funds available to apply. There were post negotiations with contractors and they are closed. We paid special attention to identifying the contractors. Councilmember Moore asked for a breakout of the spending, Solid Waste versus the Enterprise Fund. Mr. Aman responded that he believes it was sent via e-mail. Councilmember Moore asked what is the request of the State? CFO De Foor responded that it was submitted to the State to be submitted to FEMA. We do not know if FEMA will reimburse. Mr. Aman added that Fulton County and the State asked for information and we submitted it. They said that they would process it. There is no guarantee. Councilmember Moore asked about getting advice from northern Cities. She found out that once the snow freezes it is a waste of time to treat it. Mr. Aman responded that you can treat it, but you cannot remove ice. We thought that we had to spend the money because there were people with dialysis and other health problems. Councilmember Moore stated that she grew up in Indiana and the neighbors had to plow to the main street. Mr. Aman responded that the Mayor made the decision to remove the ice given the length of time it was around. Councilmember Moore asked what are we working on now. Mr. Aman responded RFPs. Councilmember Moore asked for the Department of Finance to supply a copy of the invoices because some of the costs were unreasonable. Mr. Aman responded that we worked very hard and did the best we could. Councilmember Moore stated that the State spent \$5.5 million dollars while the City spent \$4.7 million dollars and that is significant. Chairperson Adrean asked Mr. Aman to add the Disaster Plan to his list. Mr. Aman responded that it is on their list. We are trying to find federal funds to help us. Councilmember Martin stated that the GDOT is having the same problems we are having.

CONSENT AGENDA

TO WAIVE ARTICLE X, DIVISION 4, SECTION 2-1188

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| 11-O-0221 (1) | An Ordinance by Finance/Executive Committee to waive Article X, Division 4, Section 2-1188 of the City of Atlanta's Procurement Code to extend the term of the contract to include a third one (1) year renewal option for FC-6005007967, Privatized Probation Services, a revenue generating contract; authorizing the Mayor to enter into the third one (1) year Renewal Agreement in said amended contract; all Fund generated thereunder to be deposited into the applicable General Fund Revenue Accounts and Agency Fund Liability Accounts; and for other purposes. |
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FAVORABLE ON FIRST READ

REGULAR AGENDA

E. ORDINANCES FOR SECOND READING

- 11-O-0142 (1) A **Substitute** Ordinance by Finance/Executive Committee to authorize the creation of the Airport Commercial Paper Notes Series 2010 Fund (5523) to Internally Record Accounting Transactions/Financial Activities related to the Airport General Revenue Commercial Paper Notes, Series 2010; and for other purposes. **(Finance/Executive Committee Substitute corrects the FDOA, 2/16/11)**

FAVORABLE ON SUBSTITUTE

Chairperson Adrean stated that we have a Substitute to correct the FDOA.

Mr. Paul Kwaw: of the Department of Finance addressed the Committee by stating that this is to request approval for the creation of a new fund to house the 2010 Airport Commercial Paper Program. Councilmember Wan offered a motion to **Approve on Substitute, 6 Yeas.**

TO AMEND THE FY 2011 AIRPORT RENEWAL AND EXTENSION BUDGET

- 11-O-0143 (2) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the FY 2011 Airport Renewal and Extension Budget, Department of Aviation, by adding to anticipations and appropriations Grant Funds in the total amount of \$373,125 from the Federal Aviation Administration for Project Number 3-13-0008-098-2010 "Sustainability Management Plan"; and for other purposes.

FAVORABLE

Mr. Louis Miller: General Manager of the Department of Aviation addressed the Committee by stating that this is the grant for Sustainability and it has a match. Councilmember Watson asked if there is anything at the Airport about Sustainability efforts. He then offered a motion to **Approve, 6 Yeas.**

TO AUTHORIZE STANDARD PARKING CORPORATION/PARKING SOLUTION, LLC

- 11-O-0144 (3) An Ordinance by Finance/Executive Committee authorizing Standard Parking Corporation/Parking Solutions, LLC to provide and the City of Atlanta to accept Ground Transportation Taxi Starter Services at Hartsfield-Jackson Atlanta International Airport on a month to month basis beginning on January 4, 2011 under the terms of Agreement FC-6004007831 for a period not to extend beyond April 30, 2011; in an amount not to exceed \$38,976.30 per month, to be charged to and paid from FDOA 5501 (Airport Revenue Fund) 5212001 (Consulting/Professional Services) 180315 (Ground Transportation) authorizing the City of Atlanta to waive the competitive source selection requirements contained in Section 2-1187 of Article X Procurement and Real Estate Code of the City of Atlanta Code of Ordinances; and for other purposes.

FILE**TO WAIVE THE COMPETITIVE SOURCE SELECTION REQUIREMENTS**

- 11-O-0145 (4) A **Substitute** Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the competitive source selection requirements contained in Section 2-1187 of Article X Procurement and Real Estate Code of the City of Atlanta Code of Ordinances; and authorizing Standard Parking Corporation/Parking Solutions, LLC to provide and the City of Atlanta to accept Ground Transportation Taxi Starter Services at Hartsfield-Jackson Atlanta International Airport on a month to month basis beginning on January 4, 2011 under the terms of Agreement FC-6004007831 for a period not to extend beyond April 30, 2011; in an amount not to exceed \$38,976.30 per month, to be charged to and paid from FDOA 5501 (Airport Revenue Fund) 5212001 (Consulting/Professional Services) 180315 (Ground Transportation); and for other purposes. **(Finance/ Executive Committee Substitute extends the contract from April to June 2011, 2/16/11)**

FAVORABLE ON SUBSTITUTE

Chairperson Adrean stated that we have a Substitute. Mr. Miller stated that this is a five year agreement with a one year renewal option. When we do month to month it defers the waiver. Councilmember Watson offered a motion to **Approve on Substitute, 6 Yeas.**

TO ENTER INTO CONTRACT WITH DALE S. HAYGOOD

- 11-O-0146 (5) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Mayor to enter into contract with Dale S. Haygood, a retired employee of the City of Atlanta, Department of Planning and Neighborhood Development, for Training and Consultant Services for the re-organization of the In Rem Program of the Office of Code Compliance for up to 12 months and in an amount not to exceed twenty thousand dollars (\$20,000.00) with all services and charges to be paid from General Fund Account 1001, Department 250301 (PCD Director of Code Compliance), Account 5212001 (Consultant Professional Services) 7210000 (Protective Inspection ADM); to ratify prior Consulting Services; and for other purposes. **(Finance/Executive Committee Substitute changes the word Consultant to Employee, 2/16/11)**

FAVORABLE ON SUBSTITUTE

Chairperson Adrean stated that we have a Substitute that changes the word Consultant to Employee.

Mr. Kevin Bean: Director of the Office of Code Compliance addressed the Committee by stating that Ms. Haygood has the skills and knowledge to increase the efficiency in the Office. Councilmember Moore asked if In Rem is in effect now or are you waiting to get Ms. Haygood on board. Mr. Bean responded that we are still addressing the properties. In Rem is functional now, but will be better with Ms. Haygood. Councilmember Martin stated that the whole Office has been through trauma. He knows that Ms. Haygood can get the job done. How many properties are on backlog? Mr. Bean responded 169 properties. We have funds from CDBG and 2011 funds, ADA funds, Westside TADS, etc. Chairperson Adrean asked about the hours she has worked and not been paid. How many days? Mr. Bean responded yes, she has and the cost is around \$6,000.00. Councilmember Martin offered a motion to **Approve on Substitute, 6 Yeas.**

TO PROVIDE FOR THE ISSUANCE AND SALE OF TAX ALLOCATION BONDS (PERRY BOLTON PROJECT)

- 11-O-0152 (6) A **Substitute** Ordinance by Finance/Executive Committee to provide for the Issuance and Sale of Tax Allocation Bonds (Perry Bolton Project), Series 2011, in the Aggregate Principal amount not to exceed \$_____ (the "Series 2011 Bonds"), in one or more Subseries, to pay, or to be applied or contributed toward, the payment of redevelopment costs associated with the Projects identified on Schedule 1 hereto (the "2011 Projects"); to authorize paying expenses incident to accomplishing the foregoing; to authorize the execution of an indenture of trust, a Bond Replacement Agreement, Separate Development Agreements with the developers of each of the 2011 Projects and approving the use and distribution of a preliminary limited offering Memorandum and Final Limited Offering Memorandum; to clarify the intent of the initial Resolution (as defined herein) with respect to the termination of the Perry Bolton TAD (as defined herein) and for certain other purposes, all in connection with the Issuance and Sale of the foregoing described Series 2011 Bonds. **(Finance/Executive Committee Substitute..., 2/16/11)**

FAVORABLE ON SUBSTITUTE

Chairperson Adrean stated that we have a Substitute.

Ms. Amanda Rhein: of the Atlanta Development Authority addressed the Committee by stating that this Ordinance is not to exceed \$35 million dollars for the Perry/Bolton TADS. Councilmember Wan asked about the affordable housing piece. Ms. Ryan responded that 20% will be for affordable housing. Chairperson Adrean asked about the TAD expiring. Ms. Ryan responded that the TAD will expire once the Bond is paid off. Chairperson Adrean asked Ms. Ryan to explain the due diligence that the incremental tax proceeds are sufficient to service the Bond Proceeds. Ms. Ryan responded that we worked with a Real Estate consultant to make sure that there are demands for the properties. We also looked at the tax digest. Councilmember Moore stated that she has been looking forward to this since 2002. This will be the first grocery store in her District. The community is ecstatic. Councilmember Martin asked if the same people will be moving back. He then asked about the schools. Ms. Ryan responded that they did not want to build new schools. Councilmember Moore added that there are schools in that area. The old Archer School is used as a transitional school. Ms. Ryan added that the multi-family portion is completed, and 20% is committed to affordable housing. She then offered a motion to **Approve on Substitute, 6 Yeas.**

TO AMEND THE PROCUREMENT CODE

- 11-O-0239 (7) An Ordinance by Councilmember Felicia A. Moore **as Substituted by Finance/Executive Committee (1), 2/16/11** to amend the Procurement Code of the City of Atlanta, Georgia, by amending Sec. 2-1608, to add a new Subsection 2-1608 (B); and for other purposes. **(Finance/Executive Committee Substitute cleans up language, 2/16/11)**

FAVORABLE ON SUBSTITUTE

Chairperson Adrean stated that we have a Substitute. Councilmember Moore stated that this codifies what the Department is already stating that they are doing. She wants to make sure that due diligence is done. The Substitute cleans up language.

Mr. Peter Andrews: Deputy City Attorney addressed the Committee by stating that the Substitute cleans up language. The Whereas Clauses confirms the Chief Procurement Officer is involved in the process. Councilmember Shook stated that he agrees. He has never seen the term defining it. Is Law and Procurement in agreement with it? Deputy City Attorney Andrews responded that we want to make sure that a competitive bid process took place. Procurement is comfortable with it because they are already doing it and we are comfortable with it as well. Councilmember Moore offered a motion to **Approve on Substitute, 6 Yeas.**

TO EXECUTE AMENDMENT AGREEMENT NO. 9

11-O-0242 (8) An Ordinance by Councilmember C.T. Martin **as Substituted by Finance/Executive Committee (1), 2/16/11** authorizing the Mayor to execute Amendment Agreement No. 9 with Republic Services of Georgia, LP for FC-7650-04B, Annual Contract for Disposal of Municipal Solid Waste Services, on behalf of the Department of Public Works, to extend the Agreement on a month to month basis not to exceed May 30, 2011; and authorizing the City of Atlanta to waive the Competitive Source Selection Requirements contained in Sections 2-1187 through 2-1189, and 2-1206 of Article X of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances; and other purposes. **(Finance/Executive Committee Substitute that adds the Account Numbers, 2/16/11)**

FAVORABLE ON SUBSTITUTE

Chairperson Adrean stated that we have a Substitute to the Substitute that adds the Account Numbers. The only one needed is the second Substitute. Councilmember Martin offered a motion to **Approve on Substitute, 5 Yeas, 1 Abstention.**

TO EXECUTE AMENDMENT AGREEMENT NO. 4

11-O-0243 (9) An Ordinance by C.T. Martin **as Substituted by Finance/Executive Committee (1), 2/16/11** authorizing the Mayor to execute Amendment Agreement No. 4 with Advanced Disposal Services, Inc., for FC-7650-04A, Annual Contract for Disposal of Municipal Solid Waste Services, on behalf of the Department of Public Works, to extend the Agreement on a month to month basis not to exceed May 30, 2011; and authorizing the City of Atlanta to waive the Competitive Source Selection Requirements contained in Sections 2-1187 through 2-1189, and 2-1206 of Article X of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances; and for other purposes. **(Finance/Executive Committee Substitute that adds the Account Numbers, 2/16/11)**

FAVORABLE ON SUBSTITUTE

Councilmember Martin offered a motion to **Approve on Substitute, 4 Yeas, 2 Abstentions.**

TO CREATE A TRUST FUND ACCOUNT

11-O-0246 (10) An Ordinance by Councilmember H. Lamar Willis **as Substituted by Finance/Executive Committee (1), 2/16/11** authorizing the Chief Financial Officer to create a Trust Fund Account for City of Atlanta Council Post 3 At Large to accept donations for the "Swing Into Spring" Tennis Camp; and for other purposes. **(Finance/Executive Committee Substitute allows to accept any kind of donation, 2/16/11)**

FAVORABLE ON SUBSTITUTE

Chairperson Adrean stated that we have a Substitute that allows to acceptance of an in-kind donation. Councilmember Shook offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE REEMPLOYMENT OF WINSTON W. GREATHOUSE

11-R-0214 (1) A **Substitute** Resolution by Finance/Executive Committee authorizing the reemployment of Winston W. Greathouse as Investigator, Senior in the Department of the Office of the City Solicitor at Salary Grade 17, \$38,471.88 pursuant to §3-505(c) of the Charter of the City of Atlanta; and for other purposes. **(Finance/Executive Committee Substitute that indicates the number of days available to the employee; Finance/Executive Committee Conditional Passage lists it in the Whereas Clause, 2/16/11)**

FAVORABLE ON SUBSTITUTE ON CONDITION

Chairperson Adrean stated that we have a Substitute that indicates the number of days available to the employee. Councilmember Shook offered a motion to **Approve on Condition, 6 Yeas.**

TO AUTHORIZE THE REEMPLOYMENT OF PHYLLIS D. HOLLOWAY

11-R-0215 (2) A **Substitute** Resolution by Finance/Executive Committee authorizing the reemployment of Phyllis D. Holloway as Investigator, Senior in the Department of the Office of the City Solicitor at Salary Grade 17, \$38,471.88 pursuant to §3-505(c) of the Charter of the City of Atlanta; and for other purposes. **(Finance/Executive Committee Substitute that indicates the number of days available to the employee, 2/16/11)**

FAVORABLE ON SUBSTITUTE

Councilmember Martin offered a motion to **Approve on Substitute, 6 Yeas.**

Mr. Raines Carter: City Solicitor addressed the Committee by stating that we should have put the language in that she has not worked any days yet. She has not worked since her RIF in 2008.

TO EXERCISE LEASE RENEWAL OPTION NUMBER THREE (3) WITH DELL MARKETING, L.P.

11-R-0222 (3) A Resolution by Finance/Executive Committee authorizing the Mayor or his Designee to exercise Lease Renewal Option Number Three (3) with Dell Marketing, L.P., for Server Consolidation Software on behalf of the Department of Information Technology, in an amount not to exceed ninety thousand, three hundred thirty-five dollars and ninety-nine cents (\$90,335.99); all contracted supplies will be charged to and paid from Fund, Department, Organization and Account Number 1001 (General Fund) 050212 (IT Server Management) 5424004 (Software (\$5,000+)) 1535000 (Data Processing/Management Information Systems); and for other purposes.

FAVORABLE

Mr. Dan Smith: Chief Information Technology Officer addressed the Committee by stating that this is the final lease payment. Councilmember Martin offered a motion to **Approve, 6 Yeas.**

TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT

11-R-0223 (4) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into a Cooperative Purchasing Agreement with CDW Government, pursuant to Sections 2-1602 and 2-1604 of the Procurement and Real Estate Code of the City of Atlanta, utilizing the GSA Contract #GS-35F-0195J, for the purchase of computers on behalf of the Office of the City Solicitor, in an amount not to exceed thirty-nine thousand, six hundred forty-eight dollars (\$39,648); all costs to be charged to: Fund, Department, Account, and Function Activity: 1001 (General Fund), 260101 (Office of the City Solicitor), 5222002 (Repair and Maintenance), 2650000 (Municipal Court); and for other purposes.

FAVORABLE

Councilmember Martin offered a motion to **Approve, 6 Yeas.**

TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT

11-R-0224 (5) A Resolution by Finance/Executive Committee authorizing the Mayor or his Designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1602 of Article X of the City of Atlanta Code of Ordinances, utilizing Atlanta Housing Authority Contract Number 2009-0034001 with R.B. Communications, Inc., for Telecommunications Cabling Services for one (1) year on behalf of the Department of Information Technology in an amount not to exceed one hundred thousand dollars and no cents (\$100,000.00) under a Blanket Purchase Order: all contracted work shall be charged to and paid from Fund, Department Organization and Account Numbers set forth below:

FAVORABLE

Councilmember Wan asked what were the estimates from last year? Mr. Smith responded that it depended upon the cable usage. Councilmember Martin offered a motion to **Approve, 6 Yeas.**

TO EXECUTE AN AGREEMENT WITH DELL MARKETING, L.P.

11-R-0225 (6) A Resolution by Finance/Executive Committee authorizing the Mayor to execute an Agreement with Dell Marketing, L.P., utilizing the State of Georgia Contract #SWC90813-01 for extended Services for WIS Servers on behalf of the Department of Watershed Management in an amount not to exceed of forty-eight thousand two hundred ninety-five dollars and fourteen cents (\$48,295.14); all contracted work will be charged to and paid from Fund Department Organization and Account Number 5051 (Water & Wastewater Revenue Fund) 5213001 (Consulting/ Professional Services Technical) 170113 (DWM Watershed Information Systems) 1535000 (Data Processing/ Management Information Systems); and for other purposes.

FAVORABLE

Ms. Daphne Rackley: of the Department of Information Technology addressed the Committee by stating that this is for extended services for servers. These servers are worth the investment. Councilmember Martin offered a motion to **Approve, 6 Years.**

TO UTILIZE GSA CONTRACT #GS-07F0192N

11-R-0226 (7) A Resolution by Finance/Executive Committee authorizing the Chief Procurement Officer to utilize GSA Contract #GS-07F0192N to purchase twenty-two (22) Laser Speed Detection Devices from Lakota Contracting on behalf of the Department of Police ("Department"), in an amount not to exceed seventy-four thousand, three hundred sixty dollars (\$74,360). All costs shall be charged to and paid from the State RICO Trust Fund 7701 (Trust Fund); 240101 (General Ledger Department; APD Chief of Police: 5316001 (Expense Account: Equipment \$1,000-\$4,999); 1320000 (Function Activity Number: Chief Executive); 600369 (State RICO); 69999 (Funding Source); and for other purposes.

FAVORABLE

Councilmember Martin offered a motion to **Approve, 6 Years.**

TO ENTER INTO RENEWAL AGREEMENT NO. 1 WITH ORACLE USA, INC.

11-R-0227 (8) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into Renewal Agreement No. 1 with Oracle USA, Inc., utilizing Federal GSA Contract GS-35F-009T Service Contract No. 1979798 for Technical Support Services, on behalf of the Department of Watershed Management, in an amount not to exceed ninety thousand two hundred fifty-five dollars and thirty-six (\$90,255.36); all contracted work will be charged to and paid from Fund, Department Organization and Account Number 5051 (Water & Wastewater Revenue Fund) 5213001 (Consulting/Professional Services Technical), 170113 (DWM Watershed Information Systems), 1535000 (Data Processing/Management Information Systems; and for other purposes.

FAVORABLE

Ms. Rapley stated that this is for the Oracle Database. We have our own platform. Councilmember Watson offered a motion to **Approve, 6 Years.**

TO ESTABLISH A MINIMUM ANNUAL FUND AND STAFFING LEVEL

11-R-0240 (9) An **Amended** Resolution by Councilmembers Felicia A. Moore, Natalyn Archibong, Alex Wan, Yolanda Adrean, H. Lamar Willis, Kwanza Hall and Ivory Lee Young, Jr. to establish a Minimum Annual Funding and Staffing Level for the Office of City Internal Auditory; and for other purposes. **(Finance/Executive Committee Amendment states in the first Be It Resolved Clause a Resolution requesting that the Audit Committee and Internal Auditor provide information to the City Council on staffing levels and operating budgets and other functions from comparable Cities, 2/16/11)**

FAVORABLE AS AMENDED

Councilmember Moore offered a motion to **Approve, 6 Years.** Councilmember Shook asked what does this paper do? Councilmember Moore stated that the intent is to ask them about audit functions across the Country. We are asking them to check with comparable Cities to see if their budget is a certain percentage. Councilmember Shook

asked if our Research staff should be doing it. Councilmember Moore stated that we as a City should be doing it. She thought that the City Auditor would have access to that information. Councilmember Shook stated that the paper is asking for information. Chairperson Adrean asked if we could change it from establish to recommend. Councilmember Moore offered an Amendment in the first Resolve Clause to say a **Resolution requesting that the Audit Committee and Internal Auditor provide information to the City Council on staffing levels and operating budgets and other functions from comparable Cities, 6 Years.**

TO AMEND ARTICLE VII DIVISION II OF CHAPTER II OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA

10-O-0774 (1) An Ordinance by Councilmembers H. Lamar Willis and Alex Wan to amend Article VII Division II of Chapter II of the Code of Ordinances of the City of Atlanta so as to provide that it shall be unlawful for any City Officer or Employee to knowingly and willfully withhold information, make false or misleading statements or to give untrue testimony before any of its standing Committees; to provide that any Officer or Employee who is found to have violated this Provision shall be dismissed from the employ of the City; and for other purposes. **(Held, 4/28/10)**

HELD

TO AMEND CHAPTER 114, ARTICLE IV, DIVISION 12, SECTION 114-379 OF THE CITY OF ATLANTA CODE OF ORDINANCES

10-O-0874 (2) An Ordinance by Finance/Executive Committee amending Chapter 114, Article IV, Division 12, Section 114-379 of the City of Atlanta Code of Ordinances entitled "Layoff or Reduction In Force" so as to provide for the use of the Veterans Preference authorized by Section 114-207 during the calculation of retention points; and for other purposes. **(Held, 6/2/10)**

HELD

TO AMEND SECTION 6-637 (C) AND 6-637 (D) OF THE 1978 PENSION ACT

10-O-0906 (3) An Ordinance by Finance/Executive Committee to amend Section 6-637 (c) and 6-637 (d) of the 1978 Pension Act (Related Laws) of the Code of Ordinances of the City of Atlanta so as to provide New and Non-Vested Members having less than ten (10) years of Creditable Service in the Firefighters Pension Fund, a fifteen (15) year vesting schedule, two percent (2%) Multiplier for all Creditable Years of service, one hundred percent 100% CAP of Average Earnings, to repeal conflicting Ordinances; and for other purposes. **(Held, 6/2/10)**

FILE

TO AMEND SECTION 6-222 (C) AND 6-222 (D) OF THE 1978 PENSION ACT

10-O-0908 (4) An Ordinance by Finance/Executive Committee to amend Section 6-222 (c) and 6-222 (d) of the 1978 Pension Act (Related Laws) of the Code of Ordinances of the City of Atlanta so as to provide New and Non-Vested Members having less than ten (10) years of Creditable Service in the Police Officers Pension Fund, a fifteen (15) year vesting schedule, two percent (2%) Multiplier for all Creditable Years of service, one hundred percent 100% CAP of Average Earnings, to repeal conflicting ordinances; and for other purposes. **(Held, 6/2/10)**

FILE**TO AMEND SECTION 6-37 (C) AND 6-37 (D) OF THE 1978 PENSION ACT**

- 10-O-0910 (5) An Ordinance by Finance/Executive Committee to amend Section 6-37 (c) and 6-37 (d) of the 1978 Pension Act (Related Laws) of the Code of Ordinances of the City of Atlanta so as to provide Members of the General Employees Pension Fund, a fifteen (15) year vesting schedule, two percent (2%) Multiplier for all Creditable Years of service, one hundred percent (100%) CAP of Average Earnings, to repeal conflicting Ordinances; and for other purposes. **(Held, 6/2/10)**

FILE**TO EXECUTE RENEWAL AGREEMENT NO. 1 WITH MSB GOVERNMENT SERVICES, FOR FC-4678**

- 10-R-1663 (6) A Resolution by Finance/Executive Committee authorizing the Mayor to execute Renewal Agreement No. 1 with MSB Government Services, for FC-4678, Financial Collections, on behalf of the Department of Finance, at a compensation rate of 19.8 of the principal amount collected to be charged to and paid from Fund, Department Organization and Account Number 7101 (Agency Fund) 190101 (JDA Municipal Courts Operations) 5212001 (Consulting/Professional Services) 2650000 (Municipal Courts) 202361 (Collection Fee-Accts Recble) 91468 (Agency Fund 9999); 7101 (Agency Fund) 170101 (Commissioner of Watershed Mgt) 5212001 (Consulting/Professional Services); 1320000 (Chief Executive) 202361 (Collection Fee) 91468 (Agency Fund 9999); 7101 (Agency Fund) 190191 (JDA Municipal Court Operations) 5212001 (Consulting/Professional Services) 2650000 (Municipal Courts) 202361 (Collection Fee-Accts Recble) 91468 (Agency Fund 9999), all funds collected will be deposited to Fund, Department Organization and Account Number 1001 (General Fund) 000002 (General Fund Org) 3441102 (Sanitary Service); 1001 (General Fund) 000002 (General Fund Org) 3211002 (General Bus. Licenses); 5051 (Water & Wastewater Revenue Fund) 000002 (General Fund Org) 3442101 (Water Service) 5051 (Water & Wastewater Revenue Fund) 000002 (General Revenue Org) 3442551 (Sewer Services); 505 (Water & Wastewater Revenue Fund) 000002 (General Revenue Org) 3442101 (Water Service) 1001 (General Fund); 000002 (General Revenue Org); 3511717 (Traffic & Parking Fines); and for other purposes. **(Held, 9/15/10)**

HELD**TO CREATE A PARKING PASS PROGRAM**

- 10-O-1733 (7) An Ordinance by Councilmembers Michael Julian Bond, Joyce Sheperd, Aaron Watson, Keisha Lance Bottoms, H. L. Willis, Ivory Lee Young, Jr., C.T. Martin, and Yolanda Adrean authorizing the Mayor or his designee to create a Parking Pass Program for all duly appointed members of City Boards and Commissions; and for other purposes. **(Held, 9/29/10)**

HELD

TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA, 1996 GA LAWS P. 4469

- 10-O-1739 (8) An Ordinance by Councilmember Natalyn Mosby Archibong to amend the Charter of the City of Atlanta, Georgia, 1996 Ga Laws P. 4469 et seq. adopted under and by virtue of the Authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq. as amended, by amending Part 1 (Charter and Related Laws), Subpart A, (Charter), Article III (Executive), Chapter 3 Entitled (City Departments), Section 3-305 of the City of Atlanta's Code of Ordinances by adding a new Sub-Paragraph (d); and for other purposes. **(2nd Reading, 1st Adoption, 9/29/10); (3rd Reading, Final Adoption, Substituted as Amended and Held, 10/13/10 by Committee for additional information)**

HELD

TO CONCERN THE FUTURE OF REGIONAL TRANSIT UNDER THE 2010 TRANSPORTATION INVESTMENT ACT

- 10-R-1869 (9) A Resolution by Atlanta City Council of the City of Atlanta, Georgia concerning the future of Regional Transit under the 2010 Transportation Investment Act. **(Held, 10/27/10)**

HELD

TO EXECUTE AN AGREEMENT WITH _____ FOR FC-5187

- 10-R-2133 (10) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor to execute an Agreement with _____ for FC-5187, Consulting and Lobbying at the State Government Level, in an amount not to exceed \$_____; all contracted work to be charged to and paid from the FDOA Numbers listed; and for other purposes. **(Held, 12/1/10 at the request of the Administration for further discussion); (Finance/Executive Committee Substitute adds amount, 2/16/11)**

FAVORABLE ON SUBSTITUTE

Ms. Megan Middleton: Mayor's Intergovernmental Affairs Manager addressed the Committee by stating that we put out an RFP in November for State Lobbying services. The expense is shared with Watershed, Aviation and the General Fund. Councilmember Shook asked if it is the same dollar amount and same activities for all funds. Ms. Middleton responded yes. Councilmember Moore offered a motion to **Approve on Substitute, 6 Yeas.**

TO ENTER INTO CONTRACT WITH DALE S. HAYGOOD

- 11-R-0034 (11) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into contract with Dale S. Haygood, a retired employee of the City of Atlanta, Department of Planning and Neighborhood Development, for training and consultant services for the Re-Organization of the In Rem Program of the Office of Code Compliance for up to 12 months and in an amount not to exceed twenty thousand dollars (\$20,000.00) with all services and charges to be paid from General Fund Account 1001, Department 250301 (PCD Director of Code Compliance), Account 52123001 (Consultant Professional Services) 7210000 (Protective Inspection ADM); and for other purposes. **(Held, 1/14/11); (Department of Planning and Comm. Dev./Codes Compliance)**

FILE**TO TRANSFER (\$143,443.70) FROM DISTRICT 9 COUNCILMEMBER NON-DEPARTMENT EXPENSE ACCOUNT FUND**

- 11-O-0103 (12) An Ordinance by Councilmember Felicia A. Moore to transfer one hundred forty three thousand four hundred forty three dollars and seventy cents (\$143,443.70) from the District 9 Councilmember Non-Department Expense Account Fund to the Department of Public Works to be used to construct sidewalks, driveways curbs and gutters for the Simms Avenue and Johnson Road Curbing Projects and the Bolton Road/Marietta Boulevard Intersection Project; and for other purposes. **(Held, 2/2/11)**

HELD**TO TRANSFER THE AMOUNT OF \$10,000.00 FROM DISTRICT TWO (2) COUNCILMEMBER EXPENSE ACCOUNT**

- 11-O-0106 (13) An Ordinance by Councilmembers Kwanza Hall, Carla Smith, Cleta Winslow, Ivory Lee Young, Jr., Alex Wan and Howard Shook to transfer the amount of \$10,000.00 from District Two (2) Councilmember Expense Account to pay for a Cultural Heritage Plan for Downtown and surrounding neighborhoods; and for other purposes. **(Held, 2/2/11)**

HELD**TO AUTHORIZE THE RE-EMPLOYMENT OF CITY RETIREE, TRACY CURRY**

- 11-R-0147 (14) A Resolution by Finance/Executive Committee authorizing the re-employment of City Retiree, Tracy Curry in the Atlanta Police Department for the City of Atlanta pursuant to §3-505, as amended, of the Charter of the City of Atlanta, to be paid an amount not to exceed \$80,231.00 annually from FDOA Number 1001 (General Fund) 240213 (APD Police Administration) 5111001 (Salaries) 3100000 (Activity) Salaries; and for other purposes. **(Held, 2/2/11)**

FILE**ITEMS NOT ON AGENDA****TO EXECUTE AN AGREEMENT WITH PATTON BOGGS, LLP**

- 11-R-0258(1) A Resolution by Finance/Executive Committee authorizing the Mayor to execute an Agreement with Patton Boggs, LLP for FC-5184, Consulting and Lobbying at the Federal Government Level, on behalf of the Department of Aviation and the Department of Watershed Management, in an amount not to exceed \$300,000.00; all contracted work shall be charged to and paid from FDOA Numbers listed; and for other purposes.

FAVORABLE

Councilmember Wan offered a motion to **Approve, 6 Yeas.**

ADJOURNMENT

Having no further business before the Committee, the meeting was adjourned at 3:50 p.m.

Respectfully submitted,

Joya C, DeFoor, CFO
Secretary

Charlene Parker
Recording Secretary